

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

Miguel del Angel Izquierdo Alejandro,)	Judge Mazzant, III
Plaintiff,)	
v.)	4:22-cv-00029-ALM
)	
Property Care Solutions LLC, Maria G Aranda)	
and Osbelia Y. Uribe,)	
Defendants.)	

**PLAINTIFF'S MOTION FOR DEFAULT JUDGMENT
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 55**

Plaintiff Miguel del Angel Izquierdo Alejandro ("Plaintiff"), by attorneys Justicia Laboral LLC, submits this Motion For Default Judgment Pursuant to Federal Rule of Civil Pro. 55, and states:

1. This is a cause of action whereby Plaintiff seeks redress for unpaid overtime wages under the Fair Labor Standards Act (29 USC § 201, et. seq.).
2. On January 25, 2022, summonses were issued as to Property Care Solutions LLC, Maria G Aranda, and Osbelia Y. Uribe (collectively "Defendants"). Dckts. 2-4. On February 25, 2022 Summons for Defendants were returned executed. Dckts. 5-7.
3. On April 14, 2022, Plaintiff moved for default. Dckt. 8. On the same day, Clerk's entry of default was entered. Dckt. 9.
4. Accordingly, Plaintiff now moves for a default judgment against Defendants pursuant to Federal Rule of Civil Procedure 55; in support, Plaintiff tenders supporting documents.
5. Plaintiff is asking that a default judgment be entered. He seeks the amount of \$31,225.00, representing unpaid wages and liquidated damages, plus reasonable attorney's fees and costs. See Miguel del Angel Izquierdo Alejandro Affidavit of Prove- Up, attached as Exhibit A.

6. Additionally, Plaintiff requests an award of reasonable attorney's fees and costs of suit in the amount of \$4,912.00 pursuant to 29 USC § 216(b) of the Fair Labor Standards Act. In support thereof, attached hereto as Exhibit B is the Petition for Attorney's Fees and Costs.

7. Additionally, in support of this Motion, Plaintiff attaches: (i) a Certificate of Default, attesting to the fact that Defendants have not entered an appearance in this case (See Exhibit 3); and (ii) An Affidavit as to Military Service establishing that the individual Defendant(s) is/are not on current active duty with the US Armed Forces (See Exhibit 4).

WHEREFORE, Plaintiff Miguel del Angel Izquierdo Alejandro respectfully requests that this Motion be granted, and that the Court enter a default judgment in the amount of \$36,137.00 against Property Care Solutions LLC, Maria G Aranda, and Osbelia Y. Uribe, jointly and severally, and that the Court enter any other relief deemed just or necessary.

_____/s/ James M. Dore

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